PART III—Section 2

NOTIFICATIONS BY THE HEADS OF DEPARTMENTS

JUDICIAL DEPARTMENT

HIGH COURT OF MYSORE AT BANGALORE.

Notification No. R. O. C. 261 of 40-41, dated 3rd September 1941.

The High Court proposes to amend Rule 23 of Order XLI of the Code of Civil Procedure as set out in the Annexure. Objections or suggestions, if any, forwarded in writing to the undersigned within one month from the date of publication of this notification shall be considered.

ANNEXURE.

Proposed Amendment of Rule 23 of Order XLI of the Code of Civil Procedure.

In rule 23 of Order XLI of the Code of Civil Procedure, delete the words "if it thinks fit" appearing after the words "the Appellate Court may" and add the following between "reversed in appeal" and "the Appellate Court may"—

"or, where the Appellate Court, in reversing or setting aside the decree under appeal considers it necessary in the interests of justice to remand the case."

The Rule, after amendment, will run as follows:—

Remand of case by Appellate Court.

23. Where the Court from whose decree an appeal is preferred has disposed of the suit upon a preliminary point and the decree is reversed in appeal, or, where the Appellate Court, in reversing or setting aside the decree under appeal considers it necessary in the interests of justice to remand the case, the Appellate Court may by Order remand the case, and may further direct what issue or issues shall be tried in the case so remanded, and shall send a copy of its judgment and order to the Court from whose decree the appeal is preferred with directions to readmit the suit under its original number in the register of civil suits, and proceed to determine the suit; and the evidence (if any) recorded during the original trial shall, subject to all just exceptions, be evidence during the trial after remand.

T. SHAMIENGAR,
Registrar,

IN THE COURT OF THE PRINCIPAL SUBORDINATE JUDGE AT BANGALORE.

Insolvency Application No. 45 of 1940-41.

Veerappa, son of Chikkappa, Khayamgutta Byatarayanapura, Yelahanka Hobli, Bangalore Taluk ... ... *Petitioner (Debtor).*

Pursuant to a petition, dated 6th June 1941, against respondents and on the application of the (petitioner) and on reading the same and hearing the parties it is ordered that the debtor be and the said debtor is hereby adjudged insolvent.

Dated this 6th day of September 1941.
Adjudged on 6th September 1941.
Time for discharge—Six months.
For proof of debts—On 15th November 1941.

B. LAKSHMINARAYANA JOIS,
Principal Subordinate Judge.

IN THE COURT OF THE DISTRICT JUDGE AT MYSORE.

Insolvency Case No. 1 of 1937-38.

Abdul Azeez Saheb, son of Chaboo Meyan Saheb, Mussalman by caste, residing in Mandi Mohalla, Mysore ... ... *Insolvent.*

Take notice that the abovenamed insolvent has applied at the Court for his discharge, and that the Court has fixed the 26th day of September 1941 at 11 o'clock for hearing the application.

Dated the 11th September 1941.

G. KRISHNA MURTHY,
District Judge.

MYSORE DISTRICT.

Notification No. G. 1008—39-40, *dated 15th September* 1941.

Under Rule 6 of the Mysore Civic Guard Rules, 1941, the powers conferred on me by Section 4 of the Civic Guards Act, 1941, are hereby delegated to the undermentioned officers to be exercised in the areas specified against their names :—

Sl. No.	Name of the officer	Area
1	District Superintendent of Police, Mysore ...	Throughout the District
2	Assistant Superintendent of Police, Nanjangud.	Within the limits of Nanjangud Sub Division.
3	Inspector of Police, 'A' Division, Mysore City.	Mysore City
4	Inspector of Police, 'B' Division, Mysore City.	Do
5	Inspector of Police, Nanjangud ...	Nanjangud Taluk

K. SUBBA RAO,
District Magistrate.

IN THE COURT OF THE DISTRICT MAGISTRATE, KADUR DISTRICT, CHIKMAGALUR.

Notification No. J1. P. R. 178-179—41-42, *dated 1st September* 1941.

Notice is hereby given that the undermentioned properties are lying unclaimed in the Court of the Amildar-Magistrate, Chikmagalur. If the claimants do not establish their claims thereto and take delivery of the same within six months from the date of this notification the properties will be at the disposal of Government and no objections in the matter will be treated thereafter.

Statement showing the properties which are lying unclaimed in the said Court.

S. No.	Property Reg. No.	Name of owner	By whom produced	Description of the property
1	4—39-40 ...	Not known ...	South Range Police, Chikmagalur.	(1) 9½ cubits length, 2½ cubits breadth white imitation silk, (2) 10 cubits length Rose Colour Imitation silk, (3) 10 cubits Rose Colour imitation, (4) Snuff Colour Sharai, (5) White Gown, (6) Jacket without sleeves (jumper), (7) White knickers, (8) Jumper, (9) White Gown, (10) Blue Banian, (11) White Gown.
2	7—39-40 ...	Lachama ...	North Range Police, Chikmagalur.	(1) One D. B. B. L. Gun, 12 bore, (2) 12 bore cartridges 8 (eight) only, (3) L. G. 12 bore cartriuges 7 (seven), (4) 12 bore No. 6 cartridges 12 (twelve).

Notification No. J1. P. R. 178-179—41-42, *dated 1st September* 1941.

Notice is hereby given that the undermentioned properties are lying unclaimed in the Court of the Amildar-Magistrate, Chikmagalur. If the claimants do not establish their claims thereto and take delivery of the same within six months from the date of this notification the properties will be at the disposal of Government and no objections in the matter will be treated thereafter.

Statement showing the properties which are lying unclaimed in the said Court.

S. No.	Property Reg. No.	Name of owner	By whom produced	Description of the property
1	3—40-41 ...	Not known ...	South Range Police, Chikmagalur.	One 5½ size wrist watch rolled-gold, the dial bears "West End Watch Co, Secundus", case bears No. 5477, black silk straps and a rolled-gold clip, letters "made in Germany" inscribed on the clip. The glass is slightly broken in one corner.
2	4—40-41 ...	Do ...	Do ...	15 Jewels wrist watch with radium dial with a second rolled-gold case 11 size, inside the back case it is written "K. D. O. 5-8-40" On the machine P. F. & C. 15 Jewels 2 A. D. J. Swiss Made.
3	5—40-41 ...	Puttamma ...	Do ...	One gold nose ring (ಮೂಗಿನ ಬೊತ್ತು) set with a white stone.

C. E. NORONHA,
District Magistrate.

CHITALDRUG DISTRICT.

Notification, dated 1st September 1941.

Notice is hereby given that the undermentioned properties are lying unclaimed in the Court of the Amildar and *ex-officio* Second Class Magistrate, Hiriyur Taluk. The claimants if any, to the above properties may establish their claims before the Amildar-Magistrate, Hiriyur, within six months from the date of this notification in the *Mysore Gazette*, failing which the properties will be at the disposal of Government under Section 523 of the Criminal Procedure Code. Objections received after the said date will not be considered.

Schedule.

Malform No.	Description	Remarks
38—28th January 1940, Hiriyur Kasaba Range.	(1) Copper tambige one, (2) Copper cup one, (3) Aluminium plate one, (4) Iron sickle one, (5) Iron small kurjige one, (6) Kuttani one (used for thrushing betel leaf and nut), (7) Silver cups four, (8) German silver chain with one key.	

R. P. MALLAPPA,
District Magistrate.

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REVENUE DEPARTMENT

BANGALORE DISTRICT.

Notification No. A6. Est. 24—40-41, *dated* 5—10*th September* 1941.

Under Section 3 (1) of the Minor Tank Restoration Act of 1923, it is hereby published for the information of the concerned raiyats that it has been proposed to restore Ramanahalli Minor Tank, Reg. No. 167 of Magadi Taluk at an estimated cost of Rs. 4,381.

2. Objections, if any, for undertaking the work, for execution may be preferred within two months from the date of publication of this notification before the Deputy Commissioner. Objections received after the lapse of the two months cannot be entertained under Section 3 (2) of the same Act.

M. SESHADRI,
Deputy Commissioner.

BANGALORE DISTRICT.

Notification No. A1. P. R. 195-1373—41-42, *dated 6th September* 1941.

Under Section 4 (2) of the Record of Rights Act No. X of 1927, it is hereby notified for the information of the public that the final Record of Rights in Nelamangala Taluk, has been completed in the Jodi Vabanayakanahalli Village of Kasaba Hobli and that it will come into effect in this village of said taluk from the date of this notification.

Any person affected by any entry in such record, may, within a period of two years from the date of this notification, apply for rectification of such entry to the Amildar of the Nelamangala Taluk.

Any claims put forward after the said period will not be considered.

M. SESHADRI,
Deputy Commissioner.

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